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Dated: December 21, 2005 Signature:

Arllette Malhas
(Arllette Malhas)

14P4 Rec PCT/PTO 21 DEC 2005

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007. OMB 0651-0021

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 400752003100 |
|---|--|---|
| INTERNATIONAL APPLICATION NO. PCT/US2003/034435 | INTERNATIONAL FILING DATE 29 October 2003 | U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/534,547 |
| TITLE OF INVENTION ODOR-ABSORBING CELLULOSIC FIBROUS SUBSTRATES | | PRIORITY DATE CLAIMED 5 November 2002 |
| APPLICANT(S) FOR DO/EO/US David A. OFFORD | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| <p>1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2))</p> <p>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>a. <input type="checkbox"/> is attached hereto.</p> <p>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p>d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> <p>Items 11 to 20 below concern document(s) or information included:</p> <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. – 3 pages</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> | | |

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| | | | |
|---|---|---|---------------------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/534,547 | INTERNATIONAL APPLICATION NO. PCT/US2003/034435 | ATTORNEY'S DOCKET NUMBER 400752003100 | |
| 20. <input checked="" type="checkbox"/> Other items or information: Form PTO/SB/08a/b + copy - 4 pages 14 References Return Receipt Postcard | | | |
| The following fees have been submitted | | CALCULATIONS | PTO USE ONLY |
| 21. <input type="checkbox"/> Basic national fee (37 CFR 1.492(a)) \$300 | | \$ 0.00 | |
| 22. <input type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200 | | \$ 0.00 | |
| 23. <input type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400 All other situations \$500 | | \$ 0.00 | |
| TOTAL OF 21, 22 and 23 = | | \$ 0.00 | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE |
| - 100 = | /50 = | | x \$250.00 |
| | | | \$ 0.00 |
| Surcharge of \$130 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). | | \$ 0.00 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE |
| Total claims | 19 - 20 = | 0 | x 50.00 |
| Independent claims | 6 - 6 = | 0 | x 200.00 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | + | 360.00 |
| TOTAL OF ABOVE CALCULATIONS = | | \$ 0.00 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. | | | |
| SUBTOTAL = | | \$ 0.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). | | \$ | |
| TOTAL NATIONAL FEE = | | \$ 0.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | \$ 0.00 | |
| TOTAL FEES ENCLOSED = | | \$ 0.00 | |
| | | Amount to be refunded: | \$ |
| | | Amount to be charged | \$ |

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ 0.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-1952. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO -2038

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

SIGNATURE

NAME

Kimberly A. Bolin

CUSTOMER NUMBER: 25226

44,546

REGISTRATION NUMBER

Rec'd PCT/PTO 21 DEC 2005

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 537015744 US, in an envelope addressed to: MS PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 21, 2005 Signature:

Arlette Malhas
(Arlette Malhas)

#6
Patent

Docket No. 400752003100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reexamination Application of:
David A. OFFORD

Serial No.: 10/534,547
Int'l No.: PCT/US2003/034435

Int'l Filing Date: October 29, 2003

For: ODOR-ABSORBING CELLULOSIC
FIBROUS SUBSTRATES

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §1.97 and § 1.98, Applicant submits for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. Copies of foreign documents and non-patent literature are submitted herewith. The Examiner is requested to make these documents of record.

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
 - ☐ A fee is required. A check in the amount of ___ is enclosed.
 - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly; no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the amount of ___ is enclosed.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)


Applicant would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 400752003100.

Dated: December 21, 2005

Respectfully submitted,

By 

Kimberly A. Bolin
Registration No.: 44,546
MORRISON & FOERSTER LLP
755 Page Mill Road
Palo Alto, California 94304-1018
(650) 813-5740

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|---|---|----|---|--------------------------|------------------|
| Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) | | | | Complete if Known | |
| | | | | Application Number | 10/534,547 |
| | | | | Filing Date | May 10, 2005 |
| | | | | First Named Inventor | David A. OFFORD |
| | | | | Art Unit | Not Yet Assigned |
| | | | | Examiner Name | Not Yet Assigned |
| Sheet | 1 | of | 2 | Attorney Docket Number | 400752003100 |

| U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|-----------------------|---|--------------------------------|--|---|
| Examiner Initials* | Cite No. ¹ | Document Number Number-Kind Code ² (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | 1. | US-2004/0166753 | 08-26-2004 | Millward | |
| | 2. | US-2,982,751 | 05-02-1961 | Anthes | |
| | 3. | US-3,021,232 | 02-13-1962 | Pretka | |
| | 4. | US-3,376,245 | 04-02-1968 | Sample, Jr. et al. | |
| | 5. | US-3,383,162 | 05-14-1968 | Whitfield et al. | |
| | 6. | US-3,807,946 | 04-30-1974 | Harper, Jr. et al. | |
| | 7. | US-3,885,069 | 05-20-1975 | Roberts et al. | |
| | 8. | US-4,244,059 | 01-13-1981 | Pflaumer | |
| | 9. | US-4,588,413 | 05-13-1986 | Keil et al. | |
| | 10. | US-4,778,813 | 10-18-1988 | Fenyess et al. | |
| | 11. | US-4,806,126 | 02-21-1989 | Sternberger et al. | |
| | 12. | US-5,139,530-A | 08-18-1992 | Blanchard et al. | |
| | 13. | US-5,298,584-A | 03-29-1994 | Blanchard et al. | |
| | 14. | US-5,300,287-A | 04-05-1994 | Park | |
| | 15. | US-5,512,064-A | 04-30-1996 | von der Eltz et al. | |
| | 16. | US-6,034,129-A | 03-07-2000 | Mandeville, III et al. | |
| | 17. | US-6,077,794-A | 06-20-2000 | Tabata et al. | |
| | 18. | US-6,187,856-B1 | 02-13-2001 | Incorvia et al. | |

| FOREIGN PATENT DOCUMENTS | | | | | | |
|--------------------------|-----------------------|--|--------------------------------|--|---|----------------|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
| | 19. | CA-1,178,631 | 11-27-1984 | Lancaster Colony Corporation | | |
| | 20. | GB-1 549 012 | 08-01-1979 | Proctor & Gamble Company | | |
| | 21. | EP-0 889 158-A1,A4,B1 | 01-07-1999 | Asahi Kasei Kogyo Kabushiki Kaisha | | |
| | 22. | WO-82/01993-A1 | 06-24-1982 | Meyer | Translation of Abstract Only | |
| | 23. | WO-97/34040-A1 | 09-18-1997 | Asahi Kasei Kogyo Kabushiki Kaisha | Translation of Abstract Only | |
| | 24. | WO-02/101140-A1 | 12-19-2002 | Nano-Tex, LLC | | |
| | 25. | WO-04/044305-A1 | 05-27-2004 | Nano-Tex, LLC | | |

*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

| NON PATENT LITERATURE DOCUMENTS | | | | |
|---------------------------------|-----------------------|---|--|--|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | | |
| | 26. | Dean, J. A. (1992). <u>Lange's Handbook of Chemistry</u> , 14 th Edition, McGraw-Hill, Inc., pp. 8.103-8.112. | | |
| | 27. | Kanda, F. et al. (1990). "Elucidation of Chemical Compounds Responsible for Foot Malodour," | | |

| | | | |
|--------------------|--|-----------------|--|
| Examiner Signature | | Date Considered | |
|--------------------|--|-----------------|--|

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|---|---|----|---|--------------------------|------------------|
| Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) | | | | Complete if Known | |
| | | | | Application Number | 10/534,547 |
| | | | | Filing Date | May 10, 2005 |
| | | | | First Named Inventor | David A. OFFORD |
| | | | | Art Unit | Not Yet Assigned |
| | | | | Examiner Name | Not Yet Assigned |
| Sheet | 2 | of | 2 | Attorney Docket Number | 400752003100 |

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|--|-----|--|--|
| | | <i>Brit. J of Dermatology 122:771-776.</i> | |
| | 28. | Maloy, W. L. et al. (1995). "Structure-Activity Studies on Magainins and Other Host Defense Peptides," <i>Biopolymers (Peptide Science)</i> 37:105-122. | |
| | 29. | Zeng, C. et al. (June 1996). "A Human Axillary Odorant is Carried by Apolipoprotein D," <i>Proc. Natl. Acad. Sci. USA</i> 93:6626-6630. | |
| | 30. | Zeng, X.-N. et al. (February 1996). "Analysis of Characteristic Human Female Axillary Odors: Qualitative Comparison to Males," <i>Journal of Chemical Ecology</i> 22(2):237-257. | |
| | 31. | Zeng, X.N. et al. (July 1991). "Analysis of Characteristic Odors from Human Male Axillae," <i>Journal of Chemical Ecology</i> 17(7):1469-1492. | |
| | 32. | Zeng, X.-N. et al. (July 1992). "An Investigation of Human Apocrine Gland Secretion for Axillary Odor Precursors," <i>Journal of Chemical Ecology</i> 18(7):1039-1055. | |

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

| | | | |
|-----------------------|--|--------------------|--|
| Examiner Signature | | Date Considered | |
|-----------------------|--|--------------------|--|